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Co-Lead Counsel for Plaintiffs

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

In re LEAPFROG ENTERPRISES, INC.  
SECURITIES LITIGATION

) Master File No. 3:15-cv-00347-EMC

) CLASS ACTION

) This Document Relates To:

) STIPULATION AND [PROPOSED] ORDER  
) TO RESCHEDULE THE INITIAL CASE  
) MANAGEMENT CONFERENCE

) ALL ACTIONS.  
)  
)

Pursuant to Civil Local Rule 7-12, the parties – lead plaintiff KBC Asset Management NV (“Lead Plaintiff”) and defendants LeapFrog Enterprises, Inc., John Barbour, and Raymond L. Arthur (“Defendants”) – by and through their undersigned counsel of record, submit the following stipulation and proposed order:

WHEREAS, on May 26, 2015, the Court previously granted the parties’ stipulated request to continue the scheduled case management conference from September 24, 2015 to October 8, 2015 (Dkt. No. 49);

WHEREAS, on November 9, 2015, the Court previously granted the parties’ stipulated request to continue the scheduled case management conference from January 14, 2016 to March 24, 2016, and entered the proposed schedule for Lead Plaintiff to file an amended complaint and a briefing schedule for Defendants’ anticipated motion to dismiss (Dkt. No. 69);

WHEREAS, on September 2, 2016, the Court previously granted the parties’ stipulated proposed schedule for Lead Plaintiff to file a second amended complaint and a briefing schedule for Defendants’ anticipated motion to dismiss (Dkt. No. 96);

WHEREAS, on September 20, 2016, Lead Plaintiff filed the Second Amended Consolidated Class Action Complaint for Violation of the Securities Laws against Defendants (the “Complaint”) (Dkt. No. 97);

WHEREAS, Defendants’ anticipated motion to dismiss the Complaint is due on November 4, 2016; Lead Plaintiff’s opposition to Defendants’ motion to dismiss the Complaint is due on December 19, 2016; Defendants’ reply in support of their motion to dismiss is due January 19, 2017; and the hearing on Defendants’ motion to dismiss is set for February 2, 2017;

WHEREAS, the Initial Case Management Conference is currently set for October 18, 2016, and the Case Management Statement is currently due by October 11, 2016 (Dkt. No. 94);

WHEREAS, discovery in this action is presently stayed pursuant to the Private Securities Litigation Reform Act of 1995, 15 U.S.C. §78u-4; and

WHEREAS, the parties have conferred and agree that conducting the Initial Case Management Conference before resolution of Defendants’ anticipated motion to dismiss the Complaint would unnecessarily burden the Court and the parties and therefore respectfully request

1 that the Initial Case Management Conference currently scheduled for October 18, 2016 be  
2 rescheduled for a date 30 days after the Court issues an order resolving Defendants' anticipated  
3 motion to dismiss the Complaint;

4 NOW, THEREFORE, the parties hereby agree and stipulate that the Initial Case  
5 Management Conference shall be rescheduled from October 18, 2016 until 30 days after the Court  
6 issues an order resolving Defendants' anticipated motion to dismiss the Complaint, with the Case  
7 Management Statement due no later than seven days before the Initial Case Management  
8 Conference.

9 DATED: September 29, 2016

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Attorneys for Defendants

I, Matthew S. Melamed, am the ECF User whose ID and password are being used to file this Stipulation and [Proposed] Order to Reschedule the Initial Case Management Conference. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Mark R.S. Foster has concurred in this filing.

s/ Matthew S. Melamed  
MATTHEW S. MELAMED

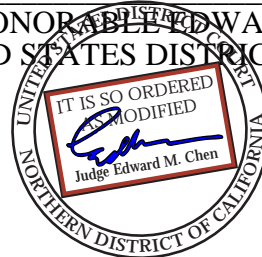
\* \* \*

**ORDER**

IT IS SO ORDERED. The CMC is reset for 2/2/17 at 1:30 p.m. A joint CMC statement shall be filed by 1/26/17.

DATED: 9/30/16

THE HONORABLE EDWARD M. CHEN  
UNITED STATES DISTRICT JUDGE



CERTIFICATE OF SERVICE

I hereby certify that on September 29, 2016, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 29, 2016.

s/ Matthew S. Melamed

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## Mailing Information for a Case 3:15-cv-00347-EMC In Re: LeapFrog Enterprise, Inc. Securities Litigation

### Electronic Mail Notice List

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### Manual Notice List

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- (No manual recipients)